

## A NEW COUNSEL

## THE DEFENSE OF THE ASSASS

The proceedings during yesterday morning in the Guitau trial were of a splay and interesting character, and a new feature was added; i. e., the appearance of Mr. Charles H. Reed in the role of cross-examiner. He was a formidable opposition was manifested by the counsel for the United States to Mr. Reed's taking part, as he had already testified as a witness in behalf of the prisoner. Judge Cox, however, did not think there was any impropriety in Mr. Reed's coming in for Mr. Seville, and he accordingly essayed his intellect first upon William A. Edwards, who was in the employ of Mr. Charles H. Reed, and was asked to explain his intention of circulating the example of Booth. The proceedings, which had become tedious and uninteresting for the past two

manipulations, and, to quote a spectator, he "kept the Government counsel wide awake." When he had finished with Mr. Edwards he was called away to attend to some important private business, and Mr. Seville was left alone for the remainder of the day. Guiteau could not refrain from interrupting Mr. Reed several times and the latter's disgust with his client was not concealed. No sooner had the prisoner been brought in than he broke out with, "It is safe to say that I have been abusing Mr. Seville. Now, he

about that. Scoville is doing very well in the case, considering his theory, but he is not a criminal lawyer, and he is not a criminal politician. He can tell all about your abstracts of titles.

**Mr. Neville Gives a Character.**

He is a good fellow and a first-rate examiner of titles, but I cannot have Mr. Scoville here composed of the same material as the other fellows in the room but knows that he has asked questions for the defense which have been a positive injury to the defense. I cannot sit here when my life is in jeopardy and let a fellow like that go on in this way. My friend, Charles B. Reed, who was for twelve years district attorney at Chicago, and who has been here for the last five years, will assume the charge of this case, and I introduce him to Your Honor, the jury, and the American people. He is a good fellow; Scoville is a good fellow; but he is going to continue the case and help in every way.

After a pause and while awaiting the arrival of the District Attorney the prisoner again broke out in a fit of rage, and said: "I am not going to sit here and talk in it any more than is absolutely necessary for truth and justice. I am not going to sit here and allow myself to be used as a tool for any other man's vendetta. I have to interrupt the court."

gentleman, and I want this trial to be conducted in a proper spirit. But I have been greatly excited on account of certain witnesses and on account of Mr. Scoville's inexperience. I expected to see John Townsend, of New York; Judge Magruder, of Maryland; and others who know all about this criminal business. But they have not come, and my opinion is that Mr. Scoville showed them off. I am sure that if I had been present, I could have told the Court how, to obtain such assistance in the case as would be appropriate. He had had an intimation that Mr. Townsend, of New York, would assist after the case had been in process two or three days, and he had telegraphed to him. He received that information he telegraphed to Mr. Townsend, and Mr. Townsend sent a reply by telegram the same evening saying he would come on Wednesday.

**Counsel for Defense Men to Get.**

There is now considerable news of the case that was not splattered with Thursday night, and, by

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he has labored; but I think it would be entirely inappropriate for the Court to express any opinion on the merits of the case, and I think I shall do so by saying that, on the part of the Government, there will not only be no objection, but no criticism on the action which shall be taken by his associates.

Judge Cox—I think that that will be satisfactory to Mr. Reed, without any expression of opinion on the part of the court. I should have no objection to his going to the city.

The District Attorney—Mr. Reed has been here all the time assisting in the defense.

Mr. Reed—That is not true, Mr. Corbitt.

The District Attorney—He has been here in attendance advising Mr. Scoville all the time, and it is a perfect farce now to talk about it.

Mr. Corbitt—That is not true, from many a professional gentleman, Mr. Reed among them.

The District Attorney—Mr. Reed has not been outside of the court-room during the trial.

Mr. Corbitt—That is not true, Mr. Corbitt.

The Prosecutor—Corbitt cannot tell the truth, and do not count on him.

The Prisoner—That is right, Judge. You argue my case.

**The Propriety of Mr. Reed's Conduct.**

Mr. Davidge—He has himself distinctly avowed that he was siding in the defense, and suggests questions to be put to witnesses by Mr. Scofield. With regard to the propriety of Mr. Reed's conduct in this respect, I certainly have nothing to say against it. I do not consider that it changes to the slightest degree his relations to the case. As beyond it I submit a question for fair criticism when like argument of the case before the jury shall be made.

The Prisoner—Mr. Reed has assisted Mr. Scofield just as scores of other lawyers have done.

and right. That is what we are here for, Mr. Scoville—Mr. Reed does not feel it proper for him to take a part. In the case unless Your Honor is satisfied for him to do so. If Your Honor is satisfied that it is he would like to have such a statement from the bench, the same as the Court should assign him at the present state of the case. I think that perhaps it will be the proper way.

Judge Cox—I have said privately that I did not see any impropriety in Mr. Reed taking part in the case, but I will give him his duty as a witness. I think it is his liberty to take part as counsel if he desires it.

The District Attorney—Your Honor could not prevent his doing so.

Judge Cox—No, and I do not see any impropriety in his doing so.

The District Attorney—And we have our own right to criticize it.

Judge Cox—Certainly.

Mr. Davidge—I shall not criticize the propriety or impropriety of Mr. Reed's assuming openly the part of counsel. But what he did before will be the subject of comment and criticism before the jury.

This expert testimony was given in Worcester, Mass., on the 10th inst. and was so convincing that the jury being undisputed that Mr. Reed was henceforth to be recognized as one of the counsel for the defense, the letter which was written by Dr. Samuel Wood, of Salem, Mass., to Mr. Scoville (and the substance of which was given in Dr. Wooster's testimony a few days ago), was read by Mr. Scoville, as follows:

"SALAM, MASS., NOV. 5, 1861.

DEAR SIR: I am prompted to write to you, from any love of notoriety, nor for pecuniary reward, but simply in the hope that I may help save the American people from the disgrace of hanging an insane man merely because the jurymen are just prejudiced against him, and the crime more than I. But I believe also in the

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